

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ROWAN CROSBY BROOKS, Jr.,

Plaintiff,

v.

ZUNIGA,

Defendant.

No. 2:20-cv-0014 DB P

ORDER AND

FINDINGS AND RECOMMENDATIONS

Plaintiff is a state prisoner proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. On May 5, 2020, plaintiff's first amended complaint was screened and found to be devoid of a cognizable claim. Plaintiff was then directed to file a notice as to whether he wished to stand on his complaint, to dismiss this action, or to file an amended complaint. The time for filing this notice has now passed, and plaintiff has not responded to the Court's order or requested an extension of time to do so.

Accordingly, IT IS HEREBY ORDERED that a district judge be assigned to this case; and IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days after being served with these findings and recommendations, plaintiff may file written objections

1 with the court and serve a copy on all parties. Such a document should be captioned
2 “Objections to Magistrate Judge’s Findings and Recommendations.” Plaintiff is advised that
3 failure to file objections within the specified time may waive the right to appeal the District
4 Court’s order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

5 Dated: July 22, 2020

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DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE

9 /DLB7;
10 DB/Inbox/Routine/bro00014.fr dismiss